

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

<p>Burton Fleming,</p> <p style="text-align:center">Plaintiff,</p> <p>vs.</p> <p>Allied Interstate, LLC, a/k/a Allied Interstate, Inc.</p> <p style="text-align:center">Defendant.</p>	<p>CIVIL FILE NO.: 11-CV-2707 (PAM/TNL)</p> <p style="text-align:center"><b>ORDER</b></p>
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Based upon the Plaintiff's Notice of Voluntary Dismissal With Prejudice as to Defendant.

**IT IS HEREBY ORDERED**, that Plaintiff's claims against Defendant are hereby **DISMISSED** in their entirety, on the merits and **WITH PREJUDICE**. Each party shall bear their own costs and attorneys' fees.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

BY THE COURT:

Dated: October 20, 2011

s/Paul A. Magnuson  
Paul A. Magnuson  
United States District Court Judge